

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

KEVIN DAVIS, *on behalf of himself  
and all others similarly situated,*

Plaintiff,

v.

NON TYPICAL, INC.,

Defendant.

USDC-SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC#:  
DATE FILED: 10/14/21

21-CV-5362 (RA)

ORDER

RONNIE ABRAMS, United States District Judge:

Plaintiff served Defendant in this matter on June 30, 2021. Dkt. 6. Defendant filed a letter on July 21, 2021, requesting a 30-day extension to file an answer or other responsive pleading. Dkt. 7. The Court granted the 30-day extension. Dkt. 8. There have been no subsequent filings by either party. No later than October 28, 2021, Plaintiff shall notify the Court whether he intends to move for default judgment. **In the event Plaintiff fails to comply with this order, the Court may dismiss this action pursuant to Rule 41(b). See Fed. R. Civ. P. 41(b).**

SO ORDERED.

Dated: October 14, 2021  
New York, New York

  
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RONNIE ABRAMS  
United States District Judge